IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.484 OF 2007
IN
CRIMINAL APPEAL NO.143 OF 2007

1.Mustquin Faieem Ansari,
2.Mohd.Habibul Raheman @ Guddu, &
3.Ziaul Afak Khan. ..Applicants.

Versus

The State of Maharashtra. ..Respondent.

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Mr.A.P.Mundargi, Sr.Adv. with Mr.Ganesh Gole, Adv. for the Applicants.

Mrs.V.R.Bhosale, APP, for the State.

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CORAM : R.M.S.KHANDEPARKAR AND SMT.V.K.TAHILRAMANI,JJ.

DATED : AUGUST 07, 2007.

P.C.:-

1. Heard. Perused the record pertaining to the evidence in the matter, particularly, the testimony of eye witness PW-3 Rahmat.

2. In the facts and circumstances of the case *prima facie* case is made out for grant of bail to the applicants herein. Taking into consideration the conviction under Section 302 read with 34 of IPC, however, grant of bail has to be conditional one.

3. The applicants are ordered to be released on bail on execution of personal bond in the sum of Rs.50,000/- (Rs.Fifty Thousand Only) each with one or two sureties to the satisfaction of the Sessions Court in the like amount for each of the applicants. Further that the applicants shall report to Dharavi Police Station on first Monday of each month and shall furnish their residential address/es to the Station Officer of Dharavi Police Station and shall not change the said address without prior intimation regarding the change therein. The applicants shall not leave the country without prior permission of this Court till disposal of the Appeal. Xerox copies of the bonds executed by the applicants and the sureties before the Sessions Court, shall be forwarded to this Court for the record in the Appeal.

4. Criminal Application is disposed of accordingly.

[R.M.S.KHANDEPARKAR,J.]

[SMT.V.K.TAHILRAMANI,J.]